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OFFICE OF PETITIONS

In re Application of :  
Sutherland C. ELLWOOD :  
Application No. 10/811,782 : ON PETITION  
Filed: March 29, 2004 :  
Attorney Docket No. 20028-7003 :

This is a decision on the petition under 37 CFR 1.137(b), filed July 23, 2007, to revive the above-identified application.


The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply to the Notice of Non-Compliant Amendment mailed November 20, 2006, which set a shortened statutory period for reply of one (1) month. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on December 21, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a response to a non-final Office action; (2) the petition fee of \$750; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Notice of Non-Compliant Amendment mailed November 20, 2006 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Brian Sines at (571) 272-6051 or in his absence, the undersigned at (571) 272-7099.

The application file is being referred to Technology Center AU 2871 for appropriate action on the concurrently filed Request for Continued Examination.

  
David Bucci  
Petitions Examiner  
Office of Petitions